

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CITY OF NEWPORT)	
)	
V.)	
)	
CAMPBELL COUNTY KENTUCKY WATER DISTRICT)	
AND)	
KENTON COUNTY WATER DISTRICT NO. 1)	
)	
and)	CASE NO. 89-014
)	
CHARLES ATKINS AND)	
STEVEN J. FRANZEN)	
)	
V.)	
)	
CAMPBELL COUNTY KENTUCKY WATER DISTRICT)	

O R D E R

On February 3, 1989, the city of Newport filed a Motion for Immediate Investigation and Order to Cease. This motion requests an investigation to determine if the Campbell County Kentucky Water District ("Campbell Water") or the Kenton County Water District No. 1 ("Kenton Water") have started any construction without having obtained a Certificate of Public Convenience and Necessity. The motion also requests all construction and related activity cease and that no funds be expended until Commission approval has been obtained. Both Campbell Water and Kenton Water filed responses to this motion.

On review of the record and being advised, the Commission finds:

1. The motion to investigate should be granted and the motion to cease should be held for further consideration.

2. Additional information should be obtained about the construction in question.

IT IS THEREFORE ORDERED that:

1. The motion to investigate be and it hereby is granted.

2. The motion to cease be and it hereby is held for further consideration.

3. Campbell Water and Kenton Water shall file an original and seven copies of the following information, where applicable, with the Commission with a copy to all parties of record no later than 14 days from the date of this Order. If the information cannot be provided by this date, Campbell Water and Kenton Water should submit a motion for an extension of time stating the reason a delay is necessary and include a date by which it will be furnished. Such motion will be considered by the Commission. Campbell Water and Kenton Water shall furnish with each response the name of the witness who will be available for responding to questions concerning each item of information requested should a public hearing be required in this matter.

a. Describe the details of any construction that the water district has engaged in since January 1, 1989 for which the water district has not received any Certificate of Public Convenience and Necessity from the Public Service Commission. This description should include but not be limited to the following:

(1) Campbell Water shall include a complete description of the real property purchased and the 30-inch pipefitting and valves purchased, which were referred to in the Affidavit of Ronald C. Malone filed with its response, as well as any other additional construction.

(2) Kenton Water shall include a description of the current construction program which is certificated through Case No. 9846,¹ which is mentioned in paragraph No. 8 of its response as well as any other additional construction.

b. For each construction being described, provide the actual location of the construction.

c. For each construction being described, provide the purpose of the construction documented by any appropriate engineering reports, master plans, schematics, maps, etc. For each construction provide the beginning and ending dates.

d. For each construction being described, provide a detailed itemized breakdown of any equipment purchased for or installed at the construction location.

e. For each construction being described, provide the total project cost including any material, construction, engineering, legal, administrative, and land cost.

¹ Case No. 9846, Application of Kenton County Water District No. 1 to (a) Issue Revenue Bonds in the Approximate Amount of \$21,930,000; (b) to Construct Additional Plant Facilities of Approximately \$19,214,000; and (c) Notice of Adjustment of Rates Effective May 1, 1987.

f. For each construction being described, describe any financing involved and/or any rate impact the construction may have.

g. For each construction being described, describe whether or not it is related to in any way to any construction planned elsewhere on the system in the future.

Done at Frankfort, Kentucky this 31st day of March, 1989.

PUBLIC SERVICE COMMISSION



For The Commission

ATTEST:

Executive Director